





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION COMMISSION

2018 DEC -3 AM 10: 28

**SENSITIVE**

December 3, 2018

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *AP of 1/1/18*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: *KDR* Kristin D. Roser/Ben Holly *BH*  
Reports Analysis Division  
Compliance Branch

SUBJECT: Withdrawal and Resubmission of Reason To Believe Recommendation – 2018  
October Quarterly Report (Non-Election Sensitive) for the Administrative  
Fine Program

We are withdrawing the document circulated to the Commission on November 29, 2018 in order to remove two committees that filed a report which would exclude them from the administrative fine program for the 2018 October Quarterly Report. The report was received by the Commission after the RTB Recommendation was circulated, but before the vote due date.

Attached is a list of political committees and their treasurers who failed to file the 2018 October Quarterly Report (Non-Election Sensitive) in accordance with 52 U.S.C. § 30104(a). The October Quarterly Report was due on October 15, 2018.

The committees listed on the attached RTB Circulation Report either failed to file the report, filed the report no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for

## Recommendation

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

12/3/2018 9:19 AM

Federal Election Commission  
Reason to Believe Circulation Report  
2018 OCTOBER QUARTERLY Not Election Sensitive 10/15/2018 H\_S\_P\_UNAUTH

| AF# | Committee ID | Committee Name | Candidate Name | Treasurer | Threshold | PV | Receipt Date | Days Late | LOA | RTB Penalty |
|-----|--------------|----------------|----------------|-----------|-----------|----|--------------|-----------|-----|-------------|
|-----|--------------|----------------|----------------|-----------|-----------|----|--------------|-----------|-----|-------------|

|      |           |                         |              |               |           |   |            |    |           |         |
|------|-----------|-------------------------|--------------|---------------|-----------|---|------------|----|-----------|---------|
| 3519 | C00668137 | FRIENDS OF BRENDA JONES | BRENDA JONES | STEPHEN GRADY | \$522,031 | 0 | 10/25/2018 | 10 | \$184,805 | \$3,255 |
|------|-----------|-------------------------|--------------|---------------|-----------|---|------------|----|-----------|---------|

|      |           |                         |               |             |           |   |  |           |                 |         |
|------|-----------|-------------------------|---------------|-------------|-----------|---|--|-----------|-----------------|---------|
| 3528 | C00641035 | JEFF BEALS FOR CONGRESS | JEFFREY BEALS | ALLEN BEALS | \$715,694 | 0 |  | Not Filed | \$119,282 (est) | \$6,380 |
|------|-----------|-------------------------|---------------|-------------|-----------|---|--|-----------|-----------------|---------|

|      |           |                        |                   |               |             |   |            |    |           |         |
|------|-----------|------------------------|-------------------|---------------|-------------|---|------------|----|-----------|---------|
| 3528 | C00661173 | L'ITALIEN FOR CONGRESS | BARBARA L'ITALIEN | ANNETTE GRAMS | \$1,683,650 | 0 | 10/26/2018 | 11 | \$250,972 | \$5,240 |
|------|-----------|------------------------|-------------------|---------------|-------------|---|------------|----|-----------|---------|

12/3/2018 9:16 AM

| AF#  | Committee ID | Committee Name     | Candidate Name | Treasurer   | Threshold | PV | Receipt Date | Days Late | LOA     | RTB Penalty |
|------|--------------|--------------------|----------------|-------------|-----------|----|--------------|-----------|---------|-------------|
| 3533 | C00834873    | NEILL FOR ILLINOIS | NEILL MOHAMMAD | ANDREW NALL | \$426,285 | 0  | 10/29/2018   | 14        | \$4,776 | \$118       |

|      |           |                       |             |             |           |   |  |           |                |         |
|------|-----------|-----------------------|-------------|-------------|-----------|---|--|-----------|----------------|---------|
| 3544 | C00814305 | VOLUNTEERS FOR NEHLEN | PAUL NEHLEN | PAUL NEHLEN | \$405,238 | 0 |  | Not Filed | \$57,891 (est) | \$3,828 |
|------|-----------|-----------------------|-------------|-------------|-----------|---|--|-----------|----------------|---------|

\* Per CFR § 104.18, this committee is required to file electronic reports. The committee filed the 2018 October Quarterly Report on paper; therefore, the report is considered not filed. Although not considered an acceptable filing, the financial activity on the paper report was used to calculate the committee's level of activity for the reporting period.

\*\* The committee filed their report more than thirty (30) days after the due date; therefore, the report is considered not filed.

BEFORE THE FEDERAL ELECTION COMMISSION.

In the Matter of )  
)  
Withdrawal and Resubmission of Reason )  
To Believe Recommendation - 2018 )  
October Quarterly Report (Non-Election )  
Sensitive) for the Administrative Fine )  
Program: )

FRIENDS OF BRENDA JONES, and ) AF# 3519  
GRADY, STEPHEN as treasurer; )

[illegible]

Page 2

) AF# 3526  
)

) AF# 3528  
)

) AF# 3533  
)

) AF# 3544  
)

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission,  
do hereby certify that on December 04, 2018 the Commission took the following  
actions on the Withdrawal and Resubmission of Reason To Believe Recommendation  
- 2018 October Quarterly Report (Non-Election Sensitive) for the Administrative Fine  
Program as recommended in the Reports Analysis Division's Memorandum dated  
December 03, 2018, on the following committees:



1-800-234-2345

\_\_\_\_\_

AF#3519 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF BRENDA JONES, and GRADY, STEPHEN in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3526 Decided by a vote of 4-0 to: (1) find reason to believe that JEFF BEALS FOR CONGRESS, and BEALS, ALLEN in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3528 Decided by a vote of 4-0 to: (1) find reason to believe that L'ITALIEN FOR CONGRESS, and GRAMS, ANNETTE in her official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3533 Decided by a vote of 4-0 to: (1) find reason to believe that NEILL FOR ILLINOIS, and NALL, ANDREW in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3544 Decided by a vote of 4-0 to: (1) find reason to believe that VOLUNTEERS FOR NEHLEN, and NEHLEN, PAUL in his official capacity as treasurer violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Federal Election Commission  
Certification for Administrative Fines  
December 04, 2018

Page 9

Attest:

December 6, 2018  
Date

Dayna C. Brown  
Dayna C. Brown  
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 6, 2018

Stephen Grady, in official capacity as Treasurer  
Friends of Brenda Jones  
PO Box 21146  
Detroit, MI 48221

C00668137  
AF#: 3519

Dear Mr. Grady:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year. This report, covering the period July 19, 2018 through September 30, 2018, shall be filed no later than October 15, 2018. 52 U.S.C. § 30104(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on October 25, 2018, 10 days late.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On December 4, 2018, the FEC found that there is reason to believe ("RTB") that Friends of Brenda Jones and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before October 15, 2018. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$3,255. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$3,255 is due within forty (40) days of the finding, or by January 13, 2019, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$184,605  
Number of Days Late: 10  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 1050 First

Street, NE, Washington, DC 20002. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or January 13, 2019. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Friends of Brenda Jones and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).



**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

**NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS**

**4. Partial Payments**

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

**5. Settlement Offers**

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

*Carole C. Hunter*

Caroline C. Hunter  
Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$3,255 for the 2018 October Quarterly Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit [www.fec.gov/af/pay.shtml](http://www.fec.gov/af/pay.shtml) to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: Friends of Brenda Jones

FEC ID#: C00668137

AF#: 3519

PAYMENT DUE DATE: January 13, 2019

PAYMENT AMOUNT DUE: \$3,255

# **Friends of Brenda Jones**

OFFICE OF  
GENERAL COUNSEL

January 11, 2019

2019 FEB -6 AM 6:55

Ms. Caroline Hunter  
Chair, Federal Election Commission  
Office of Administrative Review  
1050 First Street. NE  
Washington, D.C. 20002

**Re: Late Filing Fine for Friends of Brenda Jones  
(Coo668137) for AF:3519**

Dear Chairperson Hunter,

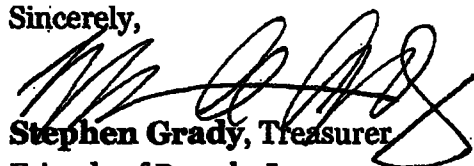
The Treasurer's Office of Friends of Brenda Jones received documentation pertaining to a campaign filing that was scheduled for the October 15, 2018 period. Calls were made to your office to discuss the extenuating circumstances, however, due to the government shutdown, we were unable to receive assistance.

Unfortunately, filing for this period was 10 days late. We were unable to complete the filing due to a family tragedy within the Treasurer's Office.

Due to these unforeseen circumstances that were beyond her and the committee's control, we were unable to obtain fundraising files, donor information and documents necessary to complete the filing. As soon as we were able to connect with her, we worked to assemble and file the appropriate documentation to complete the filing within 24 hours. Adherence to filing deadlines is extremely important to the committee and, as such, all other reports have been filed in a timely manner.

We have taken steps to ensure this lapse will not recur and are appealing to the FEC Office of Administrative Review to have the fine waived, due to these extenuating circumstances. Please advise. Thanks.

Sincerely,

  
**Stephen Grady, Treasurer**  
Friends of Brenda Jones

**FEC Filing Response  
FedEx Tracking**

**Friday , 1/18/2019**

**3:27 pm**

**WASHINGTON, DC**

**Returning package to shipper**

**Return tracking number 479536491667**

**Thursday , 1/17/2019**

**6:45 am**

**WASHINGTON, DC**

**At local FedEx facility**

**Wednesday , 1/16/2019**

**7:15 pm**

**WASHINGTON, DC**

**At local FedEx facility**

**7:13 pm**

**WASHINGTON, DC**

**At local FedEx facility**

**9:26 am**

**WASHINGTON, DC**

**Delivery exception**

**Customer not available or business closed**

**8:41 am**

**WASHINGTON, DC**

**On FedEx vehicle for delivery**

**Tuesday , 1/15/2019**

**11:07 am**

**WASHINGTON, DC**

**At local FedEx facility**

**9:36 am**

**WASHINGTON, DC**

**Delivery exception**

**Customer not available or business closed**

**8:55 am**

**WASHINGTON, DC**

**On FedEx vehicle for delivery**

**Monday , 1/14/2019**

**10:41 am**

**FEC Filing Response**  
**FedEx Tracking**

7:48 pm

**Shipment information sent to FedEx**

**SECRET**



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 12, 2019

**REVIEWING OFFICER RECOMMENDATION  
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 3519 – Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer (C00668137)

**Summary of Recommendation**

Make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,255 civil money penalty.

**Reason-to-Believe Background**

The 2018 October Quarterly Report was due on October 15, 2018. The respondents filed the report on October 25, 2018, 10 days late. The report is not election sensitive and was filed within 30 days of the due date; therefore, the report is considered late. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On December 4, 2018, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2018 October Quarterly Report and made a preliminary determination that the civil money penalty was \$3,255 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") on December 6, 2018 to notify them of the Commission's RTB finding and civil money penalty.

**Legal Requirements**

The Federal Election Campaign Act ("Act") states that the treasurer of a principal campaign committee shall file a report for the quarter ending September 30 no later than October 15. 52 U.S.C. § 30104(a) and 11 C.F.R. § 104.5(a)(1)(i). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

## **Summary of Respondents' Challenge**

On February 5, 2019, the Commission received the written response ("challenge") from the Treasurer requesting the Commission waive the civil money penalty due to an unforeseen circumstance. The respondents explain that a member of the Committee's Treasurer Office experienced a family tragedy. Due to her unavailability, the Committee did not have access to the necessary data and documents needed to complete the 2018 October Quarterly Report. As soon as the Committee was able to connect with the staff member, they filed the report within 24 hours. The Treasurer concludes by stating the Committee's other filings have been timely. He also assures the Commission that they "have taken steps to ensure this lapse does not recur..."

## **Analysis**

The 2018 October Quarterly Report was due on October 15, 2018. The Committee filed the report on October 25, 2018, 10 days late.

The Reviewing Officer is sympathetic to the tragedy experienced by the Committee staff member. However, unavailability of committee staff is specifically included at 11 C.F.R. § 111.35(d) as an example of a circumstance that will not be considered reasonably unforeseen and beyond the respondents' control. A committee's compliance with other filing deadlines is also not considered. Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,255 civil money penalty.

## **OAR Recommendations**

1. Adopt the Reviewing Officer recommendation for AF# 3519 involving Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3519 that Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,255 civil money penalty; and
3. Send the appropriate letter.

## **Attachments**

- Attachment 1 –
- Attachment 2 – Declaration from RAD and Telecoms
- Attachment 3 – Declaration from OAR

**DECLARATION OF KRISTIN D. ROSER**

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Friends of Brenda Jones:
  - A) Non-Filer Letter, dated October 22, 2018, referencing the 2018 October Quarterly Report (sent via electronic mail to: [votebrendajones@gmail.com](mailto:votebrendajones@gmail.com) and [stephen.a.grady@gmail.com](mailto:stephen.a.grady@gmail.com));
  - B) Reason-to-Believe Letter, dated December 6, 2018, referencing the 2018 October Quarterly Report (sent via overnight mail to the address of record).
4. I hereby certify that I have searched the Commission's public records and find that Friends of Brenda Jones filed the 2018 October Quarterly Report with the Commission on October 25, 2018.
5. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 11<sup>th</sup> day of March, 2019.

*Kristin D. Roser*

Kristin D. Roser  
Chief, Compliance Branch  
Reports Analysis Division  
Federal Election Commission





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

October 22, 2018

GRADY, STEPHEN, TREASURER  
FRIENDS OF BRENDA JONES  
PO BOX 21146  
DETROIT, MI 48221

IDENTIFICATION NUMBER: C00668137

REFERENCE: OCTOBER QUARTERLY REPORT (07/19/2018 - 09/30/2018)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

You will be allowed until **5:00 pm est on the fourth (4th) business day** from the date of this notice to file this report to avoid publication. If you have already filed the report by express, certified or registered mail or are planning to file it within four (4) business days from the date of this notice, **please notify us immediately** of the certified, registered or express tracking number and the date that the report was sent.

The report must be filed with the Federal Election Commission, 1050 First Street, NE, Washington, DC 20002. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report must also be filed with the Secretary of State or equivalent State officer unless the state is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

In addition, the failure to timely file this report may result in civil money penalties, an audit or other legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report.

If you have any questions regarding this matter, please contact Christopher Ritchie in the Reports Analysis Division on our toll-free number (800)424-9530. The analyst's direct number is (202)694-1146.

**FRIENDS OF BRENDA JONES**

Page 2 of 2

**Sincerely,**

Debbie Chacoma

**Deborah Chacona**  
**Assistant Staff Director**  
**Reports Analysis Division**

250

# 100% Satisfaction

### DECLARATION OF RHIANNON MAGRUDER

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A principal campaign committee shall file a report for the quarter ending September 30 no later than October 15. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time October 15, 2018 for the 2018 October Quarterly Report to be timely filed.
- 3) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
  - a) Cover, Summary, and Detailed Summary Pages of the 2018 October Quarterly Report filed by Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer. The report includes the coverage period of July 19, 2018 through September 30, 2018 and was electronically filed on October 25, 2018.
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington, D.C. on the 12<sup>th</sup> day of March, 2019.

Rhiannon Magruder

Rhiannon Magruder  
Reviewing Officer  
Office of Administrative Review  
Federal Election Commission

**FEC  
FORM 3****REPORT OF RECEIPTS  
AND DISBURSEMENTS**

For An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

Friends of Brenda Jones

ADDRESS (number and street)

P.O. Box 21146

Check if different  
than previously  
reported. (ACC)

Detroit

MI

48221

CITY ▲

STATE ▲

ZIP CODE ▲

2. FEC IDENTIFICATION NUMBER ▼

C C00668137

3. IS THIS  
REPORTx NEW  
(N) ORAMENDED  
(A)

STATE ▼ DISTRICT

MI

13

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

April 15 Quarterly Report (Q1)

July 15 Quarterly Report (Q2)

x October 15 Quarterly Report (Q3)

January 31 Year-End Report (YE)

Termination Report (TER)

(b) 12-Day PRE-Election Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on M M / D D / Y Y Y Y

In the  
State of

(c) 30-Day POST-Election Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on M M / D D / Y Y Y Y

In the  
State of

5. Covering Period M M / D D / Y Y Y Y 07 19 2018 through M M / D D / Y Y Y Y 09 30 2018

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Grady, Stephen, A.,

Type or Print Name of Treasurer

Grady, Stephen, A.,

Signature of Treasurer

[Electronically Filed]

Date

M M / D D / Y Y Y Y 10 22 2018

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. §30109.

Office  
Use  
Only**FEC FORM 3**  
(Revised 05/2016)

# SUMMARY PAGE

of Receipts and Disbursements

FEC Form 3 (Revised 05/2018)

PAGE 2 / 67

Write or Type Committee Name  
Friends of Brenda Jones

Report Covering the Period: From: <sup>M</sup>07 / <sup>D</sup>19 / <sup>Y</sup>2018 To: <sup>M</sup>09 / <sup>D</sup>30 / <sup>Y</sup>2018

|   | COLUMN A<br>This Period | COLUMN B<br>Election Cycle-to-Date |
|---|-------------------------|------------------------------------|
| 6. Net Contributions (other than loans)   |                         |                                    |
| (a) Total Contributions<br>(other than loans) (from Line 11(e)) ....                                      | 82400.00                | 266131.00                          |
| (b) Total Contribution Refunds<br>(from Line 20(d)) .....   | 0.00                    | 500.00                             |
| (c) Net Contributions (other than loans)<br>(subtract Line 6(b) from Line 6(a)) .....                     | 82400.00                | 265631.00                          |
| 7. Net Operating Expenditures   |                         |                                    |
| (a) Total Operating Expenditures<br>(from Line 17) .....  | 99705.74                | 250952.54                          |
| (b) Total Offsets to Operating<br>Expenditures (from Line 14) .....                                       | 0.00                    | 0.00                               |
| (c) Net Operating Expenditures<br>(subtract Line 7(b) from Line 7(a)) .....                               | 99705.74                | 250952.54                          |
| 8. Cash on Hand at Close of<br>Reporting Period (from Line 27) .....                                      | 8242.86                 |                                    |
| 9. Debts and Obligations Owed TO<br>the Committee (Itemize all on<br>Schedule C and/or Schedule D) .....  | 0.00                    |                                    |
| 10. Debts and Obligations Owed BY<br>the Committee (Itemize all on<br>Schedule C and/or Schedule D) ..... | 0.00                    |                                    |

For further information contact:

Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Toll Free 800-424-9530  
Local 202-694-1100

# **DETAILED SUMMARY PAGE** of Receipts

FEC Form 3 (Revised 05/2016)

PAGE 3 / 67

Write or Type Committee Name

Friends of Brenda Jones

Report Covering the Period: From: M M / D D / Y Y Y Y  
07 19 2018To: M M / D D / Y Y Y Y  
09 30 2018

| I. RECEIPTS   | COLUMN A<br>Total This Period | COLUMN B<br>Election Cycle-to-Date |
|---|-------------------------------|------------------------------------|
| 11. CONTRIBUTIONS (other than loans) FROM:  |                               |                                    |
| (a) Individuals/Persons Other Than Political Committees   |                               |                                    |
| (i) Itemized (use Schedule A).....  | 54370.00                      | 171370.00                          |
| (ii) Unitemized.....  | 5030.00                       | 25761.00                           |
| (iii) TOTAL of contributions from individuals ▶   | 59400.00                      | 197131.00                          |
| (b) Political Party Committees.....   | 0.00                          | 0.00                               |
| (c) Other Political Committees (such as PACs).....  | 23000.00                      | 69000.00                           |
| (d) The Candidate.....  | 0.00                          | 0.00                               |
| (e) TOTAL CONTRIBUTIONS (other than loans) (add Lines 11(a)(iii), (b), (c), and (d))..              | 82400.00                      | 266131.00                          |
| 12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES .....  | 0.00                          | 0.00                               |
| 13. LOANS:  |                               |                                    |
| (a) Made or Guaranteed by the Candidate.....  | 0.00                          | 0.00                               |
| (b) All Other Loans.....  | 0.00                          | 0.00                               |
| (c) TOTAL LOANS (add Lines 13(a) and (b)).....  | 0.00                          | 0.00                               |
| 14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.) .....                                | 0.00                          | 0.00                               |
| 15. OTHER RECEIPTS (Dividends, Interest, etc.).....   | 0.00                          | 6.10                               |
| 16. TOTAL RECEIPTS (add Lines 11(e), 12, 13(c), 14, and 15) (Carry Total to Line 24, page 4)..... ▶ | 82400.00                      | 266137.10                          |

# **DETAILED SUMMARY PAGE** of Disbursements

FEC Form 3 (Revised 05/2016)

PAGE 4 / 67

| II. DISBURSEMENTS  | COLUMN A<br>Total This Period | COLUMN B<br>Election Cycle-to-Date |
|--|-------------------------------|------------------------------------|
| 17. OPERATING EXPENDITURES.....  | 99705.74                      | 250952.54                          |
| 18. TRANSFERS TO OTHER<br>AUTHORIZED COMMITTEES .....                  | 0.00                          | 0.00                               |
| 19. LOAN REPAYMENTS:   |                               |                                    |
| (a) Of Loans Made or Guaranteed<br>by the Candidate.....               | 0.00                          | 0.00                               |
| (b) Of All Other Loans .....   | 0.00                          | 0.00                               |
| (c) TOTAL LOAN REPAYMENTS<br>(add Lines 19(a) and (b)).....            | 0.00                          | 0.00                               |
| 20. REFUNDS OF CONTRIBUTIONS TO:                                       |                               |                                    |
| (a) Individuals/Persons Other<br>Than Political Committees .....       | 0.00                          | 500.00                             |
| (b) Political Party Committees.....                                    | 0.00                          | 0.00                               |
| (c) Other Political Committees<br>(such as PACs).....                  | 0.00                          | 0.00                               |
| (d) TOTAL CONTRIBUTION REFUNDS<br>(add Lines 20(a), (b), and (c))..... | 0.00                          | 500.00                             |
| 21. OTHER DISBURSEMENTS .....  | 2500.00                       | 5500.00                            |
| 22. TOTAL DISBURSEMENTS<br>(add Lines 17, 18, 19(c), 20(d), and 21) ►  | 102205.74                     | 256952.54                          |

## **III. CASH SUMMARY**

|   |           |
|---|-----------|
| 23. CASH ON HAND AT BEGINNING OF REPORTING PERIOD.....                                | 28048.60  |
| 24. TOTAL RECEIPTS THIS PERIOD (from Line 16, page 3).....                            | 82400.00  |
| 25. SUBTOTAL (add Line 23 and Line 24).....   | 110448.60 |
| 26. TOTAL DISBURSEMENTS THIS PERIOD (from Line 22).....                               | 102205.74 |
| 27. CASH ON HAND AT CLOSE OF REPORTING PERIOD<br>(subtract Line 26 from Line 25)..... | 8242.86   |



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 12, 2019

Stephen Grady, in official capacity as Treasurer  
Friends of Brenda Jones  
P.O. Box 21146  
Detroit, MI 48226

C00668137  
AF#: 3519

Dear Mr. Grady:

On December 4, 2018, the Federal Election Commission ("Commission") found reason to believe ("RTB") that Friends of Brenda Jones and you, in your official capacity as Treasurer ("respondents"), violated 52 U.S.C. § 30104(a) for failing to timely file the 2018 October Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$3,255 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing your written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination and assess a civil money penalty. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 1050 First Street, NE, Washington, DC 20463 or via facsimile (202-208-3333). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1158 if you have any questions.

Sincerely,

*Rhiannon Magruder*  
Rhiannon Magruder  
Reviewing Officer  
Office of Administrative Review





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION COMMISSION  
MAY 27 2019

2019 MAY 28 AM 10:54  
**SENSITIVE**

May 28, 2019

## MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*  
Staff Director

From: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Rhiannon Magruder *RM*  
Reviewing Officer  
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 3519 – Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer (C00668137)

On December 4, 2018, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to timely file the 2018 October Quarterly Report and made a preliminary determination that the civil money penalty was \$3,255 based on the schedule of penalties at 11 C.F.R. § 111.43.

On February 5, 2019, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer Recommendation ("ROR") dated March 12, 2019 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that the respondents violated 52 U.S.C. § 30104(a) and assess a \$3,255 civil money penalty.

Within 10 days of transmittal of the recommendation, the respondents may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). On May 28, 2019, the respondents paid the recommended civil money penalty.

# TOP SECRET

1. Adopt the Reviewing Officer recommendation for AF# 3519 involving Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer, in making the final determination;
2. Make a final determination in AF# 3519 that Friends of Brenda Jones and Stephen Grady, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a \$3,255 civil money penalty; and
3. Send the appropriate letter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) AF 3519  
Final Determination Recommendation: )  
Friends of Brenda Jones and Stephen )  
Grady, in his official capacity as )  
Treasurer (C00668137) )

CERTIFICATION


I, Dayna C. Brown, Secretary and Clerk of the Federal Election  
Commission, do hereby certify that on June 06, 2019, the Commission decided  
by a vote of 4-0 to take the following actions in AF 3519:

1. Adopt the Reviewing Officer recommendation for AF# 3519  
involving Friends of Brenda Jones and Stephen Grady, in his official  
capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 3519 that Friends of Brenda  
Jones and Stephen Grady, in his official capacity as Treasurer,  
violated 52 U.S.C. § 30104(a) and assess a \$3,255 civil money  
penalty.
3. Send the appropriate letter.

Commissioners Hunter, Petersen, Walther, and Weintraub voted  
affirmatively for the decision.

Attest:

June 7, 2019  
Date

  
Dayna C. Brown  
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 11, 2019

Stephen Grady, in official capacity as Treasurer  
Friends of Brenda Jones  
P.O. Box 21146  
Detroit, MI 48226

C00668137  
AF#: 3519

Dear Mr. Grady:

On December 4, 2018, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Friends of Brenda Jones and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2018 October Quarterly Report. By letter dated December 6, 2018, the Commission sent notification of the RTB finding that included a civil money penalty calculated at RTB of \$3,255 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On February 5, 2019, the Office of Administrative Review received your written response challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and your written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that Friends of Brenda Jones and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a), and assess a civil money penalty in the amount of \$3,255 in accordance with 11 C.F.R. § 111.43. The Reviewing Officer Recommendation was sent to you on March 12, 2019.

On June 6, 2019, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Friends of Brenda Jones and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assessed a civil money penalty in the amount of \$3,255. A copy of the Final Determination Recommendation is attached.

On May 29, 2019, the Commission received your payment of \$3,255.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

*Ellen L. Weintraub*

Ellen L. Weintraub  
Chair

